



Governor
Douglas A. Ducey

**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**
1740 W. ADAMS ST., PHOENIX, ARIZONA 85007
PH (480) 657-7703 | FX (480) 657-7715
www.azdo.gov | questions@azdo.gov

Board Members:
Jerry G. Landau, J.D., Pres.
Gary A. Erbstoesser, D.O., V.P.
Douglas L. Cunningham, D.O.
Jonathan A. Maitem, D.O.
Jeffrey H. Burg, AIF
Dawn K. Walker, D.O.
Ken S. Ota, D.O.

Executive Director
Justin Bohall

**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY
DRAFT MINUTES FOR MEETING OF COMMITTEE ON COMPLIANCE AND CONFIDENTIAL
PROGRAM FOR TREATMENT AND REHABILITATION OF IMPAIRED PHYSICIANS**

Held virtually on Wednesday, December 14, 2020

Committee Members

Gary Erbstoesser, D.O. – Chair
Jeffrey H. Burg
Dawn K. Walker, D.O.

Other Staff Present

Justin Bohall, Executive Director
Barbara Prah-Wix, D.O., Medical Consultant
Lindsey Castro, Deputy Director
Kim Madrid, Business Manager
Jeanne Galvin, Assistant Attorney General

1. CALL TO ORDER

Dr. Erbstoesser called the committee’s meeting to order at 4:17 pm.

2. ROLL CALL

	Dr. Erbstoesser	Mr. Burg	Dr. Walker
Present:	X	X	X
Absent:			

3. REVIEW CONSIDERATION, DISCUSSION, AND APPROVAL OF MEETING MINUTES:

A. December 2, 2020 – Open Session Minutes

MOTION: Mr. Burg moved to approve the minutes.

SECOND: Dr. Erbstoesser

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

	Vote	Dr. Erbstoesser	Mr. Burg	Dr. Walker

Yes:	3	X	X	X
No:	0			
Abstain/Recuse:	0			
Absent:	0			

4. REVIEW CONSIDERATION, DISCUSSION, AND ACTION ON THE FOLLOWING ITEMS:

- A. Current management of the Board’s Confidential Substance Abuse Rehabilitation Program and Non-Confidential Substance Abuse Rehabilitation Program and possible contracting with other organizations for future operations.

Mr. Bohall provided a summary of the draft recommendation to the committee. Dr. Prah provided a summary of 5 PHP programs around the country. Dr. Erbstoesser stated that he believes that the committee has enough information to make a recommendation to the Board.

MOTION: Mr. Burg moved to approve the draft recommendation.

SECOND: Dr. Walker

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

	Vote	Dr. Erbstoesser	Mr. Burg	Dr. Walker
Yes:	3	X	X	X
No:	0			
Abstain/Recuse:	0			
Absent:	0			

- B. Current Board Policy on Confidential Substance Abuse Rehabilitation Program and Non-Confidential Substance Abuse Rehabilitation Program and Proposed Revisions to the Policy

Mr. Bohall provided a summary of the draft policy to the committee. The Committee discussed allowing all individuals to initially eligible to enter the Board’s Confidential Program. Ms. Galvin suggested that an evaluation always be obtained when there is allegations of substance use. Develop parameters with 3rd party (Memo of Understanding) on 3 strikes. Dr. Walker clarified the levels of strikes and the outlined the terms of a strike.

Dr. Erbstoesser directed staff to make the recommended changes to the policy, to review the Arizona Dental Board’s policy and bring the changes back to the committee at the January Board meeting.

- C. Effects of Arizona Proposition 207 (Smart and Safe Act) to the Confidential Substance Abuse Rehabilitation Program and Probationary Monitoring Program

Mr. Bohall provided a summary of the draft policy to the committee. Ms. Galvin recommended that the policy define impairment and recommended there be a roll out period for the policy. Dr. Erbstoesser affirmed that he believes that the Board should treat cannabis the same as alcohol. Dr. Walker inquired if this policy would mirror the Board policy on physician’s use of prescribed controlled substances at work.

Dr. Erbstoesser directed staff to make the recommended changes to the policy and bring the changes back to the committee at the next meeting.

5. ADJOURNMENT

MOTION: Mr. Burg moved to adjourn.

SECOND: Dr. Walker

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

	Vote	Dr. Erbstoesser	Mr. Burg	Dr. Walker
Yes:	3	X	X	X
No:	0			
Abstain/Recuse:	0			
Absent:	0			

The Committee's meeting adjourned at 5:30 p.m.



Justin Bonall, Executive Director